

1 Sec. X. 6 V.S.A. § 324 is amended to read:

2 § 324. REGISTRATION AND FEES

3 (a) No person shall manufacture a commercial feed in this State unless that
4 person has first filed with the Vermont Agency of Agriculture, Food and
5 Markets, in a form and manner to be prescribed by ~~rules~~ rule by the Secretary:

6 (1) the name of the manufacturer;

7 (2) the manufacturer's place of business;

8 (3) the location of each manufacturing facility; and

9 (4) any other information ~~which~~ that the Secretary considers to be
10 necessary.

11 (b) A person shall not distribute in this State a commercial feed that has not
12 been registered pursuant to the provisions of this chapter. Application shall be
13 in a form and manner to be prescribed by rule of the Secretary. The
14 application for registration of a commercial feed shall be accompanied by a
15 registration fee of \$105.00 per product. The registration fees, along with any
16 surcharges collected under subsection (c) of this section, shall be deposited in
17 the special fund created by subsection 364(e) of this title. The surcharge
18 collected under subsection (d) shall be deposited in the Clean Water Fund
19 created by 10 V.S.A. § 1388. Funds deposited in ~~this account~~ the special fund
20 created by subsection 364(e) of this title shall be restricted to implementing
21 and administering the provisions of this title and any other provisions of the

1 law relating to fertilizer, lime, or seeds. If the Secretary so requests, the
2 application for registration shall be accompanied by a label or other printed
3 matter describing the product.

4 (c) No person shall distribute in this State any feed required to be registered
5 under this chapter upon which the Secretary has placed a withdrawal from
6 distribution order because of nonregistration. A surcharge of \$10.00, in
7 addition to the registration fee required by subsection (b) of this section, shall
8 accompany the application for registration of each product upon which a
9 withdrawal from distribution order has been placed for reason of
10 nonregistration; and must be received before removal of the withdrawal from
11 distribution order.

12 (d) A person distributing commercial feed intended for livestock shall pay
13 a surcharge of \$95.00 per product in addition to the registration fee required
14 under subsection (b) if the commercial feed intended for livestock contains
15 phosphorus.

16 Sec. Y. 6 V.S.A. § 323 is amended to read:

17 § 323. DEFINITIONS

18 When used in this chapter:

19 * * *

20 (21) “Livestock” shall have the same meaning as in section 761 of this
21 title.

1 Sec. Z. 6 V.S.A. § 366 is amended to read:

2 § 366. TONNAGE FEES

3 (a) A person distributing fertilizer to a nonregistrant consumer in the State
4 annually shall pay the following fees to the Secretary:

5 (1) a \$150.00 minimum tonnage fee;

6 (2) \$0.50 per ton of agricultural fertilizer distributed; and

7 (3) \$30.00 per ton of nonagricultural fertilizer distributed.

8 * * *

9 (g)(1) All fees collected under subdivisions (a)(1) and (2) of this section
10 shall be deposited in the special fund created by subsection 364(e) of this title
11 and used in accordance with its provisions.

12 (2) All fees collected under subdivision (a)(3) of this section shall be
13 deposited in the Agricultural Water Quality Special Fund created under section
14 4803 of this title.

15 (h) A person distributing agricultural fertilizer in the State shall in addition
16 to the fees required under subsection (a) of this section pay a surcharge of
17 \$30.00 per ton of agricultural fertilizer containing phosphorus.